IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

ITED STATES OF AMERICA	0.0014.107
Plaintiff,) 8:08MJ27)
vs.)) DETENTION ORDER
IAN K. WILLIAMS,))
Defendant.	,
Order For Detention After waiving a detention hearing pursuant Act on February 14, 2008, the Court order pursuant to 18 U.S.C. § 3142(e) and (i).	to 18 U.S.C. § 3142(f) of the Bail Reform rs the above-named defendant detained
conditions will reasonably assure the	because it finds: ence that no condition or combination of appearance of the defendant as required. to condition or combination of conditions
minimum sentence of five sentence of forty years in the control of	nd includes the following: e offense charged: n with intent to distribute cocaine carries a ve years imprisonment and a maximum aprisonment. violence.
may affect wheth X The defendant hat The defendant hat X The defendant hat X The defendant is X The defendant of ties. X Past conduct of the for escape from of the defendant hat X The defendant hat	ppears to have a mental condition which her the defendant will appear. as no family ties in the area. as no steady employment. as no substantial financial resources. not a long time resident of the community. Hoes not have any significant community the defendant: defendant has a conviction confinement as a history relating to drug abuse. as a significant prior criminal record. has a prior record of failure to appear at s.
	Plaintiff, Vs. IAN K. WILLIAMS, Defendant. Order For Detention After waiving a detention hearing pursuant Act on February 14, 2008, the Court orde pursuant to 18 U.S.C. § 3142(e) and (i). Statement Of Reasons For The Detention The Court orders the defendant's detention X By a preponderance of the evide conditions will reasonably assure the X By clear and convincing evidence tha will reasonably assure the safety of a will reasonably assure the vidence that will reasonably assure the safety of a safety of a safety of a will reasonably assure the safety of a safet

DETENTION ORDER - Page 2

	Release pending trial, sentence, appeal or completion of sentence.
	(c) Other Factors: The defendant is an illegal alien and is subject to
	deportation. The defendant is a legal alien and will be subject to
	deportation if convicted The Bureau of Immigration and Custom Enforcement
	(BICE) has placed a detainer with the U.S. Marshal. Other:
Χ	
	release are as follows: The nature of the charges in the Indictment and the defendant's criminal history.
Χ	(5) Rebuttable Presumptions
	In determining that the defendant should be detained, the Court also relied on the following rebuttable presumption(s) contained in 18 U.S.C. § 3142(e) which the Court finds the defendant has not rebutted:
	X (a) That no condition or combination of conditions will reasonably
	assure the appearance of the defendant as required and the safety of any other person and the community because the Court finds that
	the crime involves:
	 (1) A crime of violence; or (2) An offense for which the maximum penalty is life
	imprisonment or death; or
	 X (3) A controlled substance violation which has a maximum penalty of 10 years or more; or
	(4) A felony after the defendant had been convicted of two
	or more prior offenses described in (1) through (3)
	above, <u>and</u> the defendant has a prior conviction for one of the crimes mentioned in (1) through (3) above which
	is less than five years old and which was committed
	while the defendant was on pretrial release. X (b) That no condition or combination of conditions will reasonably
	assure the appearance of the defendant as required and the safety
	of the community because the Court finds that there is probable
	cause to believe: X (1) That the defendant has committed a controlled
	substance violation which has a maximum penalty of
	10 years or more. (2) That the defendant has committed an offense under 18
	U.S.C. § 924(c) (uses or carries a firearm during and in
	relation to any crime of violence, including a crime of
	violence, which provides for an enhanced punishment if committed by the use of a deadly or dangerous
	weapon or device).

 D. Additional Directives
 Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

 The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending

 appeal; and

DETENTION ORDER - Page 3

- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: February 14, 2008. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge